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VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 2015 - 78

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, APPROVING LANGUAGE TO AMEND THE VILLAGE OF ESTERO CHARTER, SECTION 11(2)(C) – AMENDMENTS TO THE CHARTER, REQUIRING THE CHARTER TO BE AMENDED BY A VOTE OF AT LEAST SIXTY PERCENT OF THE ELECTORS VOTING ON THE AMENDMENT; REQUESTING THAT FLORIDA HOUSE MEMBER RAY RODRIGUES PRESENT THE REVISED CHARTER LANGUAGE TO THE FLORIDA LEGISLATURE IN THE 2016 LEGISLATIVE SESSION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village of Estero Charter was created by Chapter 2014-249, Laws of Florida; and

WHEREAS, the Village Charter, Section 11(2)(c), Amendments to the Charter state:

Adoption of Amendment – If a majority of the voters in the Village vote in favor of a proposed charter amendment, the amendment shall become effective at the time fixed in the amendment, or if no time is fixed in the amendment, 30 days after the amendment is adopted by the voters; and

WHEREAS, it is the Village Council’s desire to amend the wording of the Charter regarding Charter Amendment to be more comparable with the process to amend the Florida Constitution; and

WHEREAS, the Village Council would like to amend Section 11(2)(c) of the Village Charter to state:

Adoption of amendment – If the proposed amendment or revision is approved by a vote of at least sixty percent of the electors voting on the measure, it shall be effective at the time fixed in the amendment or, if no time is fixed in the amendment, 30 days after the amendment is adopted by the voters.

WHEREAS, the Village Council hereby requests that Florida House Member Ray Rodrigues present the revised charter language to the Florida Legislature in the 2016 Session in order to amend the Village Charter.

45 **NOW, THEREFORE**, be it resolved by the Village Council of the Village of Estero,
46 Florida:

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48 **Section 1.** The above recitals are true and correct and incorporated herein.

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50 **Section 2.** The Village Council hereby requests that Representative Rodrigues
51 present the revised charter language to the Florida Legislature in the 2016 Session in order to
52 amend the Village Charter.

53
54 **Section 3.** This Resolution shall take effect immediately upon adoption.

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56 **ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero, Florida this 2nd
57 day of December, 2015.

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60 Attest:

VILLAGE OF ESTERO, FLORIDA

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63 By: _____
64 Kathy Hall, MMC, Village Clerk

By: _____
Nicholas Batos, Mayor

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66
67 Reviewed for legal sufficiency:

68
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70 By: _____
71 Burt Saunders, Esq., Village Attorney